

PETER D. KEISLER
Assistant Attorney General, Civil Division
CARL J. NICHOLS
Deputy Assistant Attorney General
DOUGLAS N. LETTER
Terrorism Litigation Counsel
JOSEPH H. HUNT
Director, Federal Programs Branch
ANTHONY J. COPPOLINO
Special Litigation Counsel
tony.coppolino@usdoj.gov
RENÉE S. ORLEANS
ANDREW H. TANNENBAUM
ALEXANDER K. HAAS
Trial Attorneys
U.S. Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Avenue, NW
Washington, D.C. 20001
Phone: (202) 514-4782
Fax: (202) 616-8470
Attorneys for Federal Defendants in their Cases and Federal Intervenor-Defendants (United States, National Security Agency, President George W. Bush, et al.)

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

In response to the Court's Order of August 14, 2006 in the *Hepting* action (C 06-672 VRW), which requested a report by the parties on the status of: (i) the petitions for interlocutory appeal in that action by the United States and Defendant AT&T; and (ii) the status of 28 U.S.C. § 1407 transfers pursuant to MDL 1791, the United States joins in, and respectfully refers the Court to, the description of the status of these proceedings set forth in the report submitted today

**Status Report of the United States
Aug. 14, 2006 Order (*Hepting* Dkt. No. 336)
MDL No. 06-1791-VRW**

1 by *Hepting* Defendant AT&T (Dkt. No. 34-1).

2 Respectfully submitted,

3 PETER D. KEISLER
Assistant Attorney General, Civil Division

4 CARL J. NICHOLS
Deputy Assistant Attorney General

5 DOUGLAS N. LETTER
Terrorism Litigation Counsel

6 JOSEPH H. HUNT
Director, Federal Programs Branch

7 s/ Anthony J. Coppolino
8 ANTHONY J. COPPOLINO
9 Special Litigation Counsel
10 tony.coppolino@usdoj.gov

11 RENÉE S. ORLEANS
12 ANDREW H. TANNENBAUM
13 ALEXANDER K. HAAS
14 Trial Attorneys
15 U.S. Department of Justice
16 Civil Division, Federal Programs Branch
17 20 Massachusetts Avenue, NW
18 Washington, D.C. 20001
19 Phone: (202) 514-4782
20 Fax: (202) 616-8470

21 *Attorneys for Federal Defendants in their Official
22 Capacities and Federal Intervenor-Defendants (United
23 States of America, National Security Agency, President
24 George W. Bush)*

25 DATED: September 15, 2006

26
27 Status Report of the United States
28 Aug. 14, 2006 Order (*Hepting* Dkt. No. 336)
MDL No. 06-1791-VRW

CERTIFICATE OF SERVICE

1 I hereby certify that the foregoing **STATUS REPORT OF THE UNITED STATES**,

2 **Case No. M 06-0791-VRW (re: *Hepting*, 06-CV-676)**, will be served by means of the Court's
3 CM/ECF system, which will send notifications to ECF registered counsel including:

4 Electronic Frontier Foundation

5 Cindy Cohn

Lee Tien

6 Kurt Opsahl

Kevin S. Bankston

7 Corynne McSherry

James S. Tyre

8 545 Shotwell Street

9 San Francisco, CA 94110

10 Lerach Coughlin Stoia Geller Rudman & Robbins LLP

Reed R. Kathrein

Jeff D. Friedman

11 Shana E. Scarlett

100 Pine Street, Suite 2600

12 San Francisco, CA 94111

13 Traber & Voorhees

Bert Voorhees

14 Theresa M. Traber

128 North Fair Oaks Avenue, Suite 204

15 Pasadena, CA 91103

16 Pillsbury Winthrop Shaw Pittman LLP

Bruce A. Ericson

17 David L. Anderson

Patrick S. Thompson

18 Jacob R. Sorensen

Brian J. Wong

19 50 Freemont Street

PO Box 7880

20 San Francisco, CA 94120-7880

21 Sidley & Austin LLP

David W. Carpenter

22 Bradford Berenson

Edward R. McNicholas

23 David L. Lawson

1501 K Street, NW

24 Washington, DC 20005

25 s/ Anthony J. Coppolino